

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY

JUAN LUNA DOMINGUEZ and MARLON JOSE GRANADOS, individually and on behalf of all other persons similarly situated who were employed by GALAXY RECYCLING INC., JOSEPH SMENTKOWSKI, INC. d/b/a GALAXY CARTING and/or SMENTKOWSKI GARBAGE REMOVAL and/or any other entities affiliated with or controlled by GALAXY RECYCLING INC., JOSEPH SMENTKOWSKI, INC. d/b/a GALAXY CARTING and/or SMENTKOWSKI GARBAGE REMOVAL,

Plaintiffs,

-against-

GALAXY RECYCLING INC., JOSEPH SMENTKOWSKI, INC. d/b/a GALAXY CARTING and/or SMENTKOWSKI GARBAGE REMOVAL, and GARY GIORDANO, individually,

Defendants.

**No.: 12-cv-7521 (MCA) (LDW)**

**NOTICE OF MOTION**

**PLEASE TAKE NOTICE** that upon the annexed Declaration Jack Newhouse, sworn to on September 12, 2016, and all exhibits attached thereto, and upon all prior pleadings and proceedings herein, the undersigned will respectfully move this Court, at the United States Courthouse for District of New Jersey, located at 50 Walnut Street, Newark New Jersey, 07101 before the Honorable Leda Dunn Wettre, for Plaintiffs' Motion for an Order (i) granting preliminary approval of the Settlement Agreement and Release; (ii) authorization for publication of a notice of the proposed settlement and claim and release form, including instructions for objecting to or opting out of this action; (iii) removing Marlon Granados as a class representative in this action; and, (iv) such other and further relief as the Court may deem just and proper.

Dated: New York, New York  
September 12, 2016

VIRGINIA & AMBINDER, LLP

/s/ Lloyd R. Ambinder, Esq.

Lloyd R. Ambinder, Esq.

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